IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

WP(C).No. 27796 of 2007(H)

PETITIONER:

PUTHENVEETTIL NARAYANA PILLAI,
S/O KUNJAN PILLAI, RESIDING AT
AYYAMKUNNU AMSOM, DESOM,
MUNDAYAMPARAMBA P.O., KANNUR.

BY ADV. SRI.CIBI THOMAS

RESPONDENTS:

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1. THE SECRETARY,
THALASSERY PRIMARY CO-OPERATIVE AGRICULTURAL
DEVELOPMENT BANK LTD., THALASSERY-3.

2. THE REGISTRAR,
OFFICE OF THE JOINT REGISTRAR OF CO-OPERATIVE
SOCIETIES, KANNUR.

3. THE JOINT REGISTRAR,
OFFICE OF THE JOINT REGISTRAR OF CO-OPERATIVE
SOCIETIES, KANNUR.

BY G.P.SMT.ANU SIVARAMAN FOR R2 AND R3
SRI.P.V.SURENDRANATH FOR R1

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.27796 of 2007-H

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Dated this the 6th day of December, 2007.

JUDGMENT

1.The petitioner availed a loan from the first respondent Bank. He defaulted certain instalments. The Bank bid the property in sale. There was some dispute between the bank and the petitioner regarding the extent and also the amounts arrived.

2.At the stage of admission, the learned counsel for the first respondent Bank submitted that the matter was gaining the attention of the Board of Directors. As of now, the Board has decided the matter and has agreed to pay to the petitioner an amount of Rs.38,073/-. This is recorded. If there is further controversy for the petitioner in this regard, it is for him to have an

adjudication of that issue before the competent authority under the Kerala Co-operative Societies Act. Without prejudice to any such right, this writ petition is dismissed.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/